

SENATE BILL 2661

By Burks

AN ACT to amend Tennessee Code Annotated, Section
40-23-114, relative to the death penalty.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 40-23-114, is amended by deleting subsection (d) in its entirety and substituting instead the following:

(d) If any court declares lethal injection to be unconstitutional, no execution shall be postponed, delayed or cancelled due to such court decision. The execution shall be performed using any constitutional means available, including but not limited to electrocution.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.